



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Bruce B. Fitts, et al. )  
Serial No.: 10/053,346 ) Group Art Unit: 1752  
Filing Date: 01/18/2002 ) Examiner: Hoa Van Le  
For: APPARATUS AND METHOD FOR )  
ELECTROCHEMICAL CELL )  
COMPONENTS )

INFORMATION DISCLOSURE STATEMENT  
UNDER 37 CFR §§ 1.56, 1.97 AND 1.98

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In compliance with the duty to disclose, submitted herewith is form PTO-A820 (PTO-1449) listing publication(s) of which those designated by 37 CFR § 1.56 are aware. Copies of the non-United States patents or published applications are enclosed.

The filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made, or an admission that the information cited is, or is considered to be, material to patentability.

Respectfully submitted,

CANTOR COLBURN LLP

By: 

Leah M. Reimer  
Registration No. 39,341

Date: April 22, 2004  
Customer No. 23,413  
(860) 286-2929

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT  
(Under 37 CFR 1.97(b) or 1.97(c))**

Docket No.  
RGP-0072

In Re Application Of: **Bruce B. Fitts, et al.**

Serial No.  
10/053,346

Filing Date  
01/18/2002

Examiner  
Hoa Van Le

Group Art Unit  
1752

**Title: APPARATUS AND METHOD FOR ELECTROCHEMICAL CELL COMPONENTS**

APR 26 2004

Address to:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**37 CFR 1.97(b)**

- The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

- The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

the statement specified in 37 CFR 1.97(e);

**OR**

the fee set forth in 37 CFR 1.17(p).



**STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT**

Docket No.  
RGP-0072

In Re Application Of: **Bruce B. Fitts, et al.**

Serial No.  
10/053,346

Filing Date  
01/18/2002

Examiner  
Hoa Van Le

Group Art Unit  
1752

Invention: **APPARATUS AND METHOD FOR ELECTROCHEMICAL CELL COMPONENTS**

APR 26 2004

**TO THE COMMISSIONER FOR PATENTS:**

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

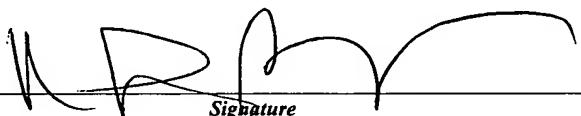
Check applicable statement herebelow:

**Statement Under 37 CFR 1.97(e)(1)**

Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

**Statement Under 37 CFR 1.97(e)(2)**

No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.



Signature

Dated: **April 22, 2004**

**Leah M. Reimer**  
Reg. No. 39,341  
Customer No. 23,413  
(860) 286-2929

**Certificate of Mailing by First Class Mail**

I certify that this document is being deposited on  
April 22, 2004 with the U.S. Postal Service as first  
class mail under 37 C.F.R. 1.8 and is addressed to the  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA  
22313-1450.



Signature of Person Mailing Correspondence

CC:

**Laura J. Nolan**  
Typed or Printed Name of Person Mailing Correspondence

**CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)**Applicant(s): **Bruce B. Fitts, et al.**

Docket No.

**RGP-0072**Serial No.  
**10/053,346**Filing Date  
**01/18/2002**Examiner  
**Hoa Van Le**Group Art Unit  
**1752**Invention: **APPARATUS AND METHOD FOR ELECTROCHEMICAL CELL COMPONENTS**

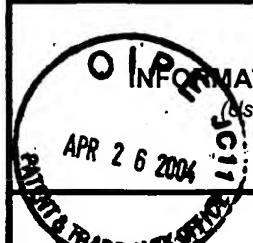
I hereby certify that this Trans. of IDS (3 pgs), IDS (1 pg), PTO-A820 (2 pgs), Cited art (10 refs), Cert. of mailing,  
*(Identify type of correspondence)* postcard

is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on April 22, 2004  
*(Date)*

Laura J. Nolan*(Typed or Printed Name of Person Mailing Correspondence)*  
*(Signature of Person Mailing Correspondence)*

**Note: Each paper must have its own certificate of mailing.**

 <b>INFORMATION DISCLOSURE CITATION</b> <i>(use several sheets if necessary)</i>			ATTY DOCKET NO. <b>RGP-0072</b>		SERIAL NO. <b>10/053,346</b>		
			<b>Bruce B. Fitts et al.</b>				
			FILING <b>01/18/2002</b>	GROUP <b>1752</b>			
<b>U.S. PATENT DOCUMENTS</b>							
*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
	<b>5 565 072</b>	<b>10/15/1996</b>	<b>Faita et al</b>				
	<b>5 750 197</b>	<b>05/12/1998</b>	<b>van Ooij et al.</b>				
	<b>6 103 413</b>	<b>08/15/2000</b>	<b>Hinton et al.</b>				
<b>FOREIGN PATENT DOCUMENTS</b>							
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	<b>EP 0 975 039 A2</b>	<b>26.01.2000</b>	<b>Europe</b>				
	<b>EP 1 035 608 A2</b>	<b>13.09.2000</b>	<b>Europe</b>				
	<b>EP 1 107 340 A2</b>	<b>13.06.2001</b>	<b>Europe</b>				
	<b>EP 1 227 531 A1</b>	<b>31.07.2002</b>	<b>Europe</b>				
	<b>WO 00/63303</b>	<b>26.10.2000</b>	<b>International</b>				
<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>							
		International Search Report dated 15/03/2004 – International Application No. PCT/US02/19875, International Filing Date 18/01/2002					
EXAMINER				DATE CONSIDERED			
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							

<b>INFORMATION DISCLOSURE CITATION</b> <i>(Use several sheets if necessary)</i>				ATTY DOCKET NO. RGF-0072		SERIAL NO. 10/053,346	
				Bruce B. Fitts et al.			
<b>FILING</b> <b>01/18/2002</b>				<b>GROUP</b> <b>1752</b>			
<b>U.S. PATENT DOCUMENTS</b>							
<b>*EXAMINER</b> <b>INITIAL</b>	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
<b>FOREIGN PATENT DOCUMENTS</b>							
<input checked="" type="checkbox"/>	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
	WO 01/18895 A1	15.03.2001	International			YES	NO
<b>OTHER DOCUMENTS</b> <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>							
<b>EXAMINER</b> <b>INITIAL</b>				<b>DATE CONSIDERED</b> <b>01/18/2002</b>			

**\*EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.